WI A 7000 W

I herein this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 10, 2005 Signature:

Docket No.: 06005/39574 (PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Gary K. Law et al.

Application No.: 10/668,013

Filed: September 22, 2003

For: COORDINATION OF FIELD DEVICE

OPERATIONS WITH OVERRIDES AND

BYPASSES WITHIN A PROCESS CONTROL

AND SAFETY SYSTEM

Confirmation No.: 1912

Art Unit: 2857

Examiner: Edward Raymond

## REQUEST FOR CONSIDERATION OF PREVIOUSLY SUBMITTED IDS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is response to the Notice of Allowance dated September 22, 2005. Upon review of the case, applicants note that the examiner does appear to have considered certain pieces of art submitted with the Information Disclosure Statement mailed by the applicants on October 21, 2004 and, in particular, the foreign references cited in that Information Disclosure Statement. Thus, while the examiner has signed off on each of the U.S. references as well as on each of the non-patent literature documents, the examiner has not indicated that he has considered the foreign patent documents. The examiner is respectfully requested to consider this art, if the examiner has not already done so, and to provide an updated form 1449A/B/PTO indicating the consideration of this art. (A copy of the original 1449A/B/PTO is included herewith for the examiner's convenience.)

Application No.: 10/668,013 Docket No.: 06005/39574

Applicants note that the art was properly cited prior to the first Office Action and, therefore, should be considered by the examiner in this case without payment of any fee. If the Office has any questions, the examiner is requested to contact the undersigned attorney at the assigned number.

Dated: November 10, 2005

Respectfully submitted,

Roger A. Heppermann

Registration No.: 37,641

MARSHALL, GERSTEIN & BORUN LLP

233 S. Wacker Drive, Suite 6300

**Sears Tower** 

Chicago, Illinois 60606-6357

(312) 474-6300

Attorney for Applicant

PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
GOOD to a collection of information undest in contains a vide CMB control or under Under the Paperwork Reduction Act of 1995, no persons are requ

Substitute for form 1449A/B/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet of 1

Complete if Known						
Application Number	10/668,013-Conf. #1912					
Filing Date	September 22, 2003					
First Named Inventor	Gary K. Law					
Art Unit	2857					
Examiner Name	Not Yet Assigned					
Attorney Docket Number	06005/39574					

			U.S. P.	ATENT DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	. Document Number  Number-Kind Code <sup>2</sup> ( if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	L	US-4,427,620	01-24-1984	Cook	
		US-4,448,033	05-15-1984	Briccetti	
		US-5,768,119	06-16-1998	Havekost et al.	
•		US-5,970,430	10-19-1999	Burns et al.	·
	l	US-6,014,612	01-11-2000	Larson et al.	
		US-6,049,578	04-11-2000	Senechal et al.	
		US-6,155,282	12-05-2000	Zachary et al.	·
		US-6,186,167	02-13-2001	Grumstrup et al.	
		US-6,292,523	09-18-2001	Senechal et al.	
		US-2002/0052673	05-02-2002	Seong et al.	
		US-2002/0091451	07-11-2002	Summers et al.	
		US-2002/0145515-A1	10-10-2002	Snowbarger et al.	
		US-2003/0062494-A1	04-03-2003	Snowbarger et al.	
		US-6,774,786	08-10-2004	Havekost et al.	
		US-2004/0193290-A1	09-30-2004	Ott et al.	
		US-2004/0199351-A1	10-07-2004	Ott et al.	

		FORE	IGN PATENT	DOCUMENTS		
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,	
Initials* No.1	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear		
•		GB-2 274 929	08-10-1994	Fast		
		EA-1 091 199	04-11-2001	Lindner et al.		
		WO-00/38040	06-29-2000	Larson et al.		
		WO-03/098172	11-27-2003	Kramb et al.		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS							
Examine r Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>				
		Search Report under Section 17(5) issued in GB 0407443.1 application by the United Kingdom Patent Office on August 4, 2004.					
		Search Report under Section 17(5) issued in GB 0407444.9 application by the United Kingdom Patent Office on August 9, 2004.					
		Search Report under Section 17(5) issued in GB0407892.9 application by United Kingdom Patent Office on August 12, 2004.					
		Patent Application No. 10/409,576, dated April 8, 2003, "Voter Logic Block Including Operational and Maintenance Overrides in a Process Control System."					
		Abstract of JP2000047724 A, publication dated 02-18-2000.					
		Abstract of JP59091507 A, publication dated 05-26-1984.					

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date	
Signature	Considered	

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.



Sheet



PTO/SB/08a/b (08-03) Approved for use through 07/31/2006, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE duction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Attorney Docket Number

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT

1

(Use as many sheets as necessary)

1

of

Complete if Known							
Application Number	10/668,013-Conf. #1912						
Filing Date	September 22, 2003						
First Named Inventor	Gary K. Law						
Art Unit	2857						
Examiner Name	Not Yet Assigned Ray mond,						
Atternate Dealest Number	05005/30574						

06005/39574

	U.S. PATENT DOCUMENTS								
Examiner Cite No.1	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Wher Relevant Passages or Relevant				
		Number-Kind Code <sup>2</sup> (# known)	MM-OD-YYYY	Applicant of Cited Document	Figures Appear				
M		US-4,427,620	01-24-1984	Cook					
		US-4,448,033	05-15-1984	Briccetti					
		US-5,768,119	06-16-1998	Havekost et al.					
		US-5,970,430	10-19-1999	Burns et al.					
		US-6,014,612	01-11-2000	Larson et al.					
		US-6,049,578 04-11-2000		Senechal et al.					
		US-6,155,282	12-05-2000	Zachary et al.					
		US-6,186,167	02-13-2001	Grumstrup et al.					
		US-6,292,523	09-18-2001	Senechal et al.					
		US-2002/0052673	05-02-2002	Seong et al.					
		US-2002/0091451	07-11-2002	Summers et al.					
		US-2002/0145515-A1	10-10-2002	Snowbarger et al.					
		US-2003/0062494-A1	04-03-2003	Snowbarger et al.					
		US-6,774,786	08-10-2004	Havekost et al.					
17	T	US-2004/0193290-A1	09-30-2004	Ott et al.					
V		US-2004/0199351-A1	10-07-2004	Ott et al.					

	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>3</sup> -Kind Code <sup>6</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	₽			
		GB-2 274 929	08-10-1994	Fast					
		EA-1 091 199	04-11-2001	Lindner et al.					
		WO-00/38040	Q6-29-2000	Larson et al.		I			
		WO-03/098172	11-27-2003	Kramb et al.					

"EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.cov">www.uspto.cov</a> or MPEP 801.04. Enter Office that issued the document, by the two-letter code (WiPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nichol of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

		NON PATENT LITERATURE DOCUMENTS	
Examine r Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
an		Search Report under Section 17(5) issued in GB 0407443.1 application by the United Kingdom Patent Office on August 4, 2004.	
1		Search Report under Section 17(5) issued in GB 0407444.9 application by the United Kingdom Patent Office on August 9, 2004.	
		Search Report under Section 17(5) Issued in GB0407892.9 application by United Kingdom Patent Office on August 12, 2004.	
		Patent Application No. 10/409,576, dated April 8, 2003, "Voter Logic Block Including Operational and Maintenance Overrides in a Process Control System."	
V		Abstract of JP2000047724 A, publication dated 02-18-2000.	
V		Abstract of JP59091507 A, publication dated 05-26-1984.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Oraw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

'Applicant's unique citation designation number (optional). <sup>3</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	d	INTINO	K	m	none	λ	Date Considered	41	3	05	
	- V							ı			